

ORIGINAL
APPLICATION FOR PERMIT

Serial No. 4078

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Rate of first receipt and filing in State Engineer's office JUL 27 1916
Returned to applicant for correction AUG. 10, 1916.
Corrected application filed _____

The undersigned Edward B. Butler
Name of applicant.
of Mountain City, County of Elko,
State of Nevada, hereby make s application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.) _____

1. The source of the proposed appropriation is Ross Creek and
California Creek, tributaries of the Owyhee.
Name of stream, lake, or other source.
2. The amount of water applied for is 1.5 second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for irrigation and domestic purposes.
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following
point: From California Creek, at a point near Corner No. 6 and from
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated
Ross Creek at a point near Corner No. 3, both in H.E. Survey No. 81
T. 46 N.R. 54 E., M.D.M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is about 100
- (b) Description of land to be irrigated included in 156.22 acres
Describe by legal subdivision, or if on unsurveyed land it
unsurveyed, embraced in H.E. Survey No. 81.
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
- (c) Irrigation will begin about May first and end about
Month.
September first, of each year.
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE
FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horse power.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream a short distance below
Describe in same manner as point of diversion.
point of diversion and before leaving the land of applicant.
- (g) Remarks These two creeks unite near the lands of applicant and
no other appropriators use water therefrom between the points of
diversion of this applicant and the point where the two streams
unite, a short distance below.

DESCRIPTION OF PROPOSED WORKS

Water will be diverted by means of small dams in creeks which

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

turns the water into ditches leading therefrom to the lands to be

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

irrigated. After spreading over a portion of the land, the water returns to the creek and is again diverted in the same way.

5. Estimated cost of works \$250.00

6. Estimated time required to construct works Already completed.

7. Remarks This land is situate in the Humboldt Forest Reserve and is a homestead surveyed by metes and bounds, hence the difficulty

For use of applicant.

in describing points of diversion and place of use.

EDWARD B. BUTLER, Applicant.

By Otto T. Williams.

Compared

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Actual construction work shall begin on or before _____

Proof of commencement of work shall be filed before _____

Work must be prosecuted with reasonable diligence and be completed on or before _____

Application of water to beneficial use shall be made on or before _____ Proof of the application of water to beneficial use must be filed with State Engineer on or before _____

WITNESS MY HAND AND SEAL this _____ day
of _____

State Engineer.

AMENDED

APPLICATION FOR PERMIT

Serial No. 4078.

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Rate of first receipt and filing in State Engineer's office JUL. 27, 1916.
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The undersigned Edward B. Butler,
Name of applicant.
of Mountain City, County of Elko,
State of Nevada, hereby make s application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.)

1. The source of the proposed appropriation is California
Name of stream, lake, or other source.
Creek.
2. The amount of water applied for is 1.5 second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for irrigation and domestic purposes
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following
point: N12° 30' E about 1350 feet from $\frac{1}{4}$ Cor. on S boundary of Sec
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated
33 T. 46 N R 54 E M D M unsurveyed

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is about eighty acres.
- (b) Description of land to be irrigated about 80 acres of that
Describe by legal subdivision, or if on unsurveyed land it
portion of Homestead Entry Survey No. 81 embraced in SW $\frac{1}{4}$ of Sec 33
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
and portion of E $\frac{1}{2}$ of Sec 33 and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec 32 all in T 46 N R
54 E M D M unsurveyed, and that portion of Sec 3 T 45 N R 54 E M D M
unsurveyed embraced within the boundaries of said Survey No. 81
- (c) Irrigation will begin about May first and end about
Month.
September 15th, of each year.
Month:

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horse power.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream _____
Describe in same manner as point of diversion.
- (g) Remarks _____

DESCRIPTION OF PROPOSED WORKS

Water is to be diverted by means of dam constructed of willows, brush, State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water rocks and earth, and by means of open cuts, and ditches the water is is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions. to be conducted from said dam to the land to be irrigated. There are several small laterals leading from the main ditch and which are used in spreading the water.

5. Estimated cost of works about \$250.00
6. Estimated time required to construct works already completed.
7. Remarks This land is situate in the Humboldt National Forest and is held under patent issued to ^{For use of applicant} as a homesteader, describing the land by metes and bounds.

Edward B. Butler, Applicant.

By Otto T. Williams.

Compared Reuben Sweetland

This sheet inspected _____, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the stream system of which this source is a tributary. A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed Eight tenths cubic foot per second. (0.8)

Actual construction work shall begin on or before July 13, 1917.

Proof of commencement of work shall be filed before August 13, 1917.

Work must be prosecuted with reasonable diligence and be completed on or before July 13, 1917.

Application of water to beneficial use shall be made on or before July 13, 1920. Proof of the application of water to beneficial

use must be filed with State Engineer on or before August 13, 1920.

Proof of labor filed AUG 10 1917

Proof of completion of work filed AUG 10 1917

WITNESS MY HAND AND SEAL this 13th day of February, 1917.

DEC 14 1918

applicant to comply with provisions of permit.

State Engineer.